



Defendant also moves to dismiss Plaintiff's fraudulent misrepresentation and negligent misrepresentation claims. Plaintiff has not addressed those claims in her brief. See document #34. Accordingly, Defendant's Motion to Dismiss is granted as to those claims.

**NOW THEREFORE IT IS ORDERED:**

1. Defendant's "Motion to Dismiss" (document #33) is **GRANTED IN PART** and **DENIED IN PART**, that is, **GRANTED** as to Plaintiff's fraudulent misrepresentation and negligent misrepresentation claims and **DENIED** in all other respects.

2. The parties' "Joint Motion to Stay All Proceedings Pending Transfer Decision by the Judicial Panel on Multidistrict Litigation" (document #36) is **GRANTED** and this matter is **STAYED** pending the decision of the Judicial Panel on Multidistrict Litigation.

3. The Clerk is directed to send copies of this Order to counsel for the parties.

**SO ORDERED.**

Signed: November 20, 2013

A handwritten signature in cursive script, appearing to read "D S Cayer", is written over a horizontal line.

David S. Cayer  
United States Magistrate Judge

